Evidence for the Defence Introduced Yesterday.

FULLERTON ON OVINGTON.

How the Lawyer Wove His Net About the Witness.

"THE FUTURE IS NOT FOR YOU."

Counsel Filibustering on Tracy's Position.

The court room was well filled, and unusual pains were taken at the door to keep out persons not provided with tickets or credentials. It was unusual opportunity to hear a great orator relate his own mistortunes tempted men of much occupation and little general curiosity to wade through the slush and enter the small, square, jail-like champer, where the Judge, with the corners of his mouth turned down, sat as usual, waiting for sleven o'clock to sound.

There was quite a mustering of forces. Frank Moulton came in with Judge Fullerton for the first time since he quitted the witness stand, and, when Mr. Edward c. Ovington's head was up in that chair and Moulton's shock of hair dyed the forum in front, there appeared to be a distribution of temperaments.

Mr. Ovington is a tall, plain man, with a rather flattish forehead, a good long nose, more expressive than the forehead; small ears, not very alertlooking, and light red neard and mustache covering the lower features. He has very pale eyes and whitish eye-lashes. He appeared to be a man of warm temperament and good nature, but with very dull laculties for ready use and a memory so completely out of proportion to what was expected from it that in a few minutes he had Mr. Hill, who was examining him, and who is all alert and quickslivery, very much flushed and fidgety. Mr. Shearman, who had previously minutely examined the witness-chair, as if he had doubts of its comfort and cleanliness, and for that reason had led the audience to suppose he designed Mr. Beecher presently to sit in it. Snearman also was up at Hill's elbow nudging him along. The witness, however, seemed to be of the class of unassuming mercantile men who have no aptness nor audacity for public gibness. He was not nervous; simply not bright nor chirpy, and his examination by his own friends was a sort of verbal tooth-drawing.

air. Tilton looked very curiously at Mr. Oving-ton as he began to speak. There is understood to be a strong repugnance between these two, Tilton taking the position that Ovington had abwith a sort of twinkle, not humorous nor apprehensive, but as if rejoicing that he had now got Ovington up on a pedestal. The other attempted to travestie a conversation between himself and Titton, when the latter had used high-sounding terms, such as grawing the sword and the battle axe, but he had no numerous or satirical power.

Mr. Hill very soon dropped Mr. Ovington, who appeared to be used to pave the way for the introduction of Mrs. Ovington. Mrs. Ovington was in the court room, a stout lady of a decided cast of countenance, who looked on with sympathy while Mr. Ovington testified. Rev. Mr. Talmage sat be-

Fullerton took up Ovington in his cold, crystal way, with decided intentions from the outset. He plunged in a short time into General Tracy's reistion to Mrs. Tilton on the occasion of her testifying before the Church Committee. He had previously identified the Ovington family as Mrs. Tilton's custodians from the moment she left her busband's dwelling. He now labored with his superior skill as a cross-examiner to force Tracy into the Ovington household as Mr. Beecher's secret delegate to arrange what Mrs. Tilton should testily. Tracy withdrew from the court room during this cross-examination, he having on a former occasion prosecuted Fullerton savagely and without success. Fullerton is now endeavoring to get even with Tracy.

Tilton and Pryor (the latter with his throat tied up in white cloths) conferred together frequently. and Judge Morris mixed in their talk and suggested points to Fullerton. Hill, who has said in the case since he exi until yesterday, has a full new mustache and whiskers grown out since this trial began.

Mrs. Beecher looked poorly yesterday, talked with her slim young son, Will. On the bench with the Judge were Rev. Mr. Varley, of England, and Judge William Law Learned, of the

Superior Court. The severest thing Fullerton said to the witness Ovington was in reference to a letter to be put in as evidence and remembered by himself, "If he has time to commit it, perhaps he can remember it." The letter did not get in through the lethargy or conscientiousness of the witness.

"The future is not for you." This was one of Fullerton's retaliatory answers to Mr. Evarts, who said that he had not proved General Tracy to be on Mr. Beecher's errand. Said in a cool, confident tone, it brought on Mr. Beecher's working face paleness. Little omens go around that court every day sometimes gives a nervous jerk to half the audience. Mr. Beecher finally grew incensed at the closeness and pertinacity of Fullerton's attempt to wind up Ovington, and he drew out a large blue book and began to read it. In a few seconds be arose and pulled off his overcoat. looking almost purple, and whispered to Judge Porter. After a while, when Fullerton had woven his web very adroitly around Mr. Ovington and proceeded to pull the strings, the witness fairly admitting that he had been mistaken three times. Mr. Beecher laughed at the ludicrousness of the thing and then directly his head was up and his eyes moodily counting the slats in the window

Mr. Shearman trotted around to talk with Mrs. Ovington, who appeared to desire to relieve her husband of his seat, and the ladies of the Tilton-Ovington coterie. Mrs. Shearman, Tubbs, Patnam and Field paid serious attention to Fullerton's artfulne-s

Mrs. Tubbs' name came up in the testimony as going to a school cailed "The Gunnery," and this made general laughter. It was apparent why Frank Moulton was in court-to see if Pulierton could put Tracy in the position of Mr. Beecher's original emissary to get Mrs. Tilton before the church committee.

The episode of Florence Tilton brought out the probability that she would yet be called on the rebuttal, as Mr. Ovington had testified that she had not been refused admission to her mother's presence by him, and Fullerton pushed him hard about it. The witness admitted that he had been advanced to an office in Plymouth church since the scandal proceedings began, having previously been eleven years a private member.

Mr. Ovington was not a match for his dexterous opponent, and when Fullerton had emuarrassed, without angering him, the lawyer said :-

"That gives me an appetite." He had extracted from Ovington a last admission, and went off to

There has been some discussion of the language used by General Tracy in his opening, character izing the associations of Tilton and Moulton with Victoria Woodhull. Upon investigation we find that the words he actually employed in describing her were:-- "The most notorious preacher and practiser of free love," instead of "the most noorious prostitute the world has ever known. This clause was the only reference Mr. Tracy made to Mrs. Woodhull in the connection in which it was used. It is due both to Mr. Tracy and Mrs. Woodhull to make this statement.
THE RVIDENCE.
The Court assembled at the customary hour of

eleven o'clock, and Edward J. Ovington was called for as a witness for the defendant. Mr. Hill—Are you aquainted with the parties to

this action.
Witness—I am: I have known Mr. Beecher about Witness—I am: I have known Mr. Beecher about twenty-five years. Thiron about tweive years; have been a neighbor of Thiron's; he and his wite have been on calling acquaintance with us; there was a special riendship between Mrs. Thiron and Mrs. Ovington; it began in the year 1868 and continued from that time; had an interview with Mr. Thiron shortly after the publication of the Bacon letter at his house; I called at his invitation; he had mentioned to my wife that he would like to see me; I told him that I was very sorry to find him in this troube, that it was a very serious matter to bring such a charge against Mr. Beecher and a hurt to the cause of religion;

against Mr. Beecher and a hurt to the cause of religion;

THE NEXT INTERVIEW
was at my house, about a week after that; my wife was present; Mr. Tilton opened the conversation by saying, "Elizabeth made a fine impression before the committee: Elizabeth is a trump, isn't shef it was all fiction; I can come before the committee and weave a fiction, speak weil of heecher and Elizabeth; but she only did what any true wile would do;" my wire remarked that "she didn't look and talk as if she was telling an untruth, and she didn't believe she had;" Tilton replied, "Oh. Libon will tell any number of lies for me;" then my wife said something about Mrs. Tilton's appearance; 'mat "she looked in very bad condition of health" and I made the remark, "she looked death struck," when Tilton Said, "Oh no, not so bad as toat;" my wife then said that she had

sie had

GOT A VERY PLEASANT LETTER

from Mrs. Tilton on the day previous; I think it
was and contrasted it with a letter that she had
previously received—a hopeful, pleasant letter.

TILTON ANNIOUS ABOUT THE LETTER.

Mr. Tilton was inquisitive to know the contents of the letters; he said, "How is
that? Elizabeth has been writing to you;" my
wife said "Yes;" he asked. "What did she say?"
and my wite told him the contents of the letter: I
cannot give the substance of what my wife
in giving to Tilton the contents of the letter:
Mr. Hill—I desire to offer the letter in evidence
in connection with his testimony as it now
stands.

Mr. Hill—I desire to offer the letter in evidence in connection with his testimony as it now stands.

Mr. Beach—I object.

The Judge—It cannot be received.

Q. Can you recollect what she said in regard to the second letter?

Witness—Well, she said something about being as happy as a bird: the letter closed with "Bless the Lord! oh, my son!?" in the conversation which occurred after the statement about the letter Mr. Inton said, "Mr. Beecher never loved any other woman as he loves Elizabeth; Mrs. Beecher made his home a hell; singe he loves Elizabeth so why doesn't ne treat net like a man; why don't he come forward and help her; he is a coward and a poltroon; I would not treat a woman so who had given me all a woman can give; why does he let her rent her only cool rooms to boarders;" he continued to call Mr.

BEECHER A COWARD.

He then said, "Mrs. Tilton has only done the duty of a whie in coming lorward and lying for ine;" and he said, "It had committed the Nathan murder and Mrs. Tilton was a witness of it, do you suppose she would estify to the truth?" He said, "No, indeed," and he appealed to my wife If she would not to convict an innocent man; she would not do the same thing; my wife replied she would sacrifice her husband rather than an innocent man should suffer; as he let he said, "This conversation is confidential, but you can repeat all to Elizabeth."

Men General Tracy came to our house he saw

all to Elizabeth."

ALL ABOUT TRACY.

When General Tracy came to our house he saw my wife and myself; he went away and returned in half an nodr; atterwards ne was introduced to Mrs. Tilton by Judgs Morse, and the interview between General Tracy and Mrs. Tilton occurred in the presence of Judge Morse; General Tracy had no interview with Mrs. Tilton that did not occur in the presence of myself, my wife, or the committee; when the committee came to the house General Tracy remained with us all through the evening; my business is importer of fancy goods, on fution street, near Chiron, in the city of Brooklyn; I am about to go to Europe on Saturday.

Brooklyn; I am about to go to Europe on Saturday.

THE CROSS-EXAMINATION.

By Mr. Fullerton—Waere has Mrs. Thiton made her home for the last two months?

Witness—At my house since the early part of July; she was in the habit of going out of town in the summer mouths; she was absent during the summer mouths; she was absent during the summer about hour or five weeks; I was in the city at that time; she visited Standeid, Conn., and spent a short time at Washington. Conn., in company with mr whie, at the house of Mr. Gun; it was a boarding school and called the Gunnery—(laughter); during the remaining period, except a lew short occasional visits, she was at my house.

A number of questions were here asked by counsel as to the number of times.

MRS. TILION LET THE CITY,
and as to who accompanied her.

Witness continued—I did not know when Mr. Tracy called at my house of the appointment of a committee by the courch; I learned of the appointment from my whethat same evening; I know the time when Mr. Tracy came into my house; the house is small, and when the bell rings you can just hear what is going on down in the nail, and I generally ascertal who rings the bell, and in that way I found Mr. Tracy was in the house.

Counsel repeated the question in different forms a score of times as to how the witness knew Tracy

hai, and I generally ascertain who rings the beil, and in that way I lound Mr. Tracy was in the house.

Counsel repeated the question in different forms a score of times as to how the witness knew Tracy was in the house, but the one answer was substantially given. Mr. Tracy was to me a comparative stranger; did not know he was coming; my wite was in my room when Mr. Tracy entered; he remained five or ten minutes; I think Mrs. Titton was up stairs; I next saw her at the interview with Mr. Morse, her father.

I saw Mr. Tracy again in the parior down stairs; in the meantime Mrs. Titton had gone out to see her father, to consuit with him in regard to the step she proposed taking, to consuit some of the members of the church, the orethren of the conurch as she termed them; the Titton-Bacon letter had been puolished, and she had determined to take some step in the matter.

Counse:—Now, Mr. Ovington, perhaps you will explain one thing. Mrs. Thiton left before General Tracy left. How were you able to state a moment ago that Mrs. Titton was up stairs when Mr. Tracy left?

Witness—Yes, I think I was mistaken there—sensation)—I think it must have been earlier in the alternoon that she came, earlier than six O'clock.

Counsel—Now, Mr. Ovington, when did Mrs. Titon gou p stairs, before or after Mr. Tracy came.

o'clock.
Counsel-Now, Mr. Ovington, when did Mrs. Til-ton go up stairs, before or after Mr. Tracy came?
A. Beiore.

A. Beiore.
Q. And you say she left it before you did? A. Yes, sir; she said she had to go and prepare sup-

A. Beiore.

Q. And you say she left it before you did? A. Yes, sir; she said she had to go and prepare supper for her boarders.

Q. And when did she say that? A. I don't think she said that. (Sensation.)

Mr. Fullerton—An! there you are again mistaken.

Witness—I suppose she must have been at home when Mr. Tracy left the house; she might have gone before Mr. Tracy came; I should like to put the matter straight if I could; Mrs. Thion came in that afternoon; my wife was not at home; she said she would like to be alone for a short time, and she would like to be alone for a short time, and she would like to be alone for a short time, and she would like to be alone for a short time, and she would like to be alone for a short time, and she would like to be alone for a short time, and she would like to be alone for a short time, and she would like to be alone for a short time, and she would like to be alone for a short time, and she was going to see Mr. Beecher, and in a lew minutes again returned; then I think Mrs. Thiton came in wit Judge Morse and had that interview in the back parlor; Mr. Tracy and Mrs. Thiton were absent from my house at the same time; I do not know whether they met outside; I think Mr. Tracy said he was going to see Mr. Beecher; when Mr. Tracy returned I think he went up stairs; my whe was with nim; I was also present; I think we met up stairs; I do not think it was in the parlor; the interview may have lasted ten minutes or naif an hour; I do not remember whether Mr. Tracy went away after the second interview or remained; when Judge Morse came; I cannot iell how long after the second interview; I think Mrs. Thiton went for her father and arrived with him; I do not think she came before her inther; when they arrived I was in the parlor with Gearal Tracy and my wile; I think I saw General Tracy arrive: they remained in the parlor when feeleral Tracy and my wile; I think I saw General Tracy arrive: they remained in the parlor as snort time; Mr. Tracy went on the house of the basement; my will took

there beiore; Mr. Tracy went down to letch the ladies; I don't know why he wentdown; I was entertaining

THE COMMITTEE;
I could have gone for the ladies; Mr. Tracy was not more than two minutes down stairs; I am sure of that; Mrs. Tition gave her statement that night in the presence of Mr. Sake, Mr. White, Mr. Cladin and all the committee, Mr. Winslow, General Tracy, my wife and mysell; I think the committee sat for half an hour; Mr. Storis was also present; Mrs. Tition became a permanent resident of my nouse about two days afterward; I do not remember the day of the month; I think it was the lith of July; I do not recollect the date of the day of the meeting; I did not know Mrs. Thiton was coming to stop with me until size came; it was quife a surprise to ns when she came; I had no intimation of her coming to reside with us; we did not know she was coming to us at all; I do not recollect when the appointment of the committee was first published; I cannot remembor the date; while Mrs. Thiton was residing with us General Tracy called to see her; he has made a dozen or fifteen calls, hearly all in the evening; hey were usually alone; the interviews varied in length, some were short and some were long; some of them proposity assed an hour; Mr. Shearman has also called on several occasions to see Mrs. Thiton; us proposity and the same length and alone; Mr. Hill has called on Mrs. Thino, but not very frequently; I am not at home in the daytime, so I do not know what calls are made in my absence; I think Mr. Evarts and Julge Porter also called; I only heard so, I do not know on what sence; I think Mr. Evarts and Julge Porter also called; I only heard so, I do not know on what and yo toe week the called; I do not know on the committee; it might have been five days; I was making any other call; I do not know on what day of the week called; I do not know on the committee; I might have been five days; I was making any other call; I do not know on the committee; I am willing to swear that he did not call before the commit

know where Florence has been; she has not been at our nouse; she is about seventeen years of age; she has called on her mother about once a loringht up to the last three weeks; I do not recollect refusing to tell her where her mother was; I do not remember any such chromatance; I am quite sire I made no such refusal; I do not recollect her calling when her mother was absent; I don't recollect apologizing to her for not telling her; I remember Florence sending a messenger to me requesting me to say where her mother was; I think I sent her a note by this messenger, advising her not to go to her mother at present; I believe her mother was then at Farrfield or in that other blace, the name of which I cannot recollect; my reasons for giving that advice to the child was because her mother was an xious that her whereabouts should not te known, as she wished for quiet; I did not care whether the child saw her or not; I only knew her mother's leclings; I did not tell her in the note where her mother was; I should recognize that note it I saw it; I have been

the note where her mother was: I should recognize that note it I saw it; I have been

A MENIBER OF PLYMOUTH CHURCH

for the past ten years: I have held office since the
first of January; I was then elected a deacon; my
wile is a member of the church; we are both regular attendants and communicatis; we have been
communicatis ten or eleven years; I recollect
naving an interview with sir. Tilton on the first
Sanday after the publication of the facon letter;
that interview was held in the street in front of
his house; it lasted about ten minutes; I stopped
my carriage and Mr. Tilton came down the steps
of his house to meet me; the meeting was not
purely accidental; we were in the limbit of driving
out on pleasant Sundays, and as my wile wanted
to call on Mrs. Tilton complained as not the way
he had been traited to me; my meeting with Tilton was accidental; we taiked about the Bacon
letter; Mr. Tilton complained as to the way
he had been treated by Plymouth church; he said
he had been treated by Plymouth church; he said
he had been treated by Mr. Beecher and the
church; I think he said he had been called a
dog and a foot, and made to appear in a false
light; he said he had been shown up as a knave,
and that Mr. Beecher was responsible for it;
think he said Mr. Beecher had control over his
people and could have prevented it if he had
chosen; I do not remember his saying that he
would protect himself and tell the whole truth;
he may have said, "If I do so it will slay Mr.
Beecher;" he said he would publish the truth if
Mr. Beecher in the minute of the letter obtained
through Mounton, January 2, 1871; he said he
would publish the remainder of the letter obtained
through Mounton, January 2, 1871; he said be
would protect himself and tell the whole truth;
he may have said, "If I do so it will slay Mr.
Beecher; he said he would publish the truth if
Mr. Beecher and too do his outy and stop Plymouth
courts from throwing mud at him; he said he
would protect himself and tell the whole truth;
he may have said, "If I do so

AT RECESS. The sun shone bright on the slush at recess, and there was a large gathering of people around Mr. Beecher to shake hands and lest with Ovington and the lawyers. Mr. Beach almost invariably talks to Mr. Beecher a minute or two at the recess and Fullerton and Evarts exchange jests. Mrs. Ovington, a thick set, stout person, with dark eves and small features in a round head, rallied her husband slightly. Mrs. Beecher put on her black snawl, figured red, and took her husband's arm uneastly. She appears to have lost flesh and

color during the progress of the case.
THE JURY had been particularly noticed all day by specta-tors, as at the present state of the trial their bias, if any exists, is of the highest significance.

The small-eyed, bird-leatured, Ben-Butler-like foreman (he looks like a penitent and converted Butler), as usual, was cocked back in his chair with the deepest interest, his head flying from the examining lawyer to the witness' lace, putting in every second of time most righteously to the evidence, as if he might at any moment see something important.

The handsome young fellow, Jeffers, who sits behind the foreman, snaps his large black eyes at both witness and lawyer, and appears to have doubts about all of them. He gets his knee on the back of the char before him, lays his hand and seal ring on his knee, chews away at something (perhaps "solace"), bites his finger nails and snaps his eyes all at the same time. The Sphinx has a candid countenance compared to the unsatisfactory study of this otherwise agreeable lace. It has once or twice smiled at Fullerton's Irish twinkle of humor, but "eyes right" is the order in a minute, and then he looks immediately at the witness as if to say, "You're a scoundrel," and at the lawyer as if say ing, "You don't blarney me."

Beside Jeffers sits the middle-aged, tranquit, uninspired Mr. Taylor. He appears to be plunged into a series of deep reflections on the life and sufferings of Richard Baxter. He is never quite asieen, but he never smiles. He is said by those who have made his acquaintance to be a sensible, considering, conscientious person.

Caristopher Fitter, big and fond of his forty winks, talks occasionally to Edward Whelan who is next nim, and who watches closely and expresses his emotions with some transparency, but he does not appear to think much of either side. Fitter seems to like to hear all the amiable and humorous testimony, and to be of the opinion that this trial is a very dry performance.

AFTER RECESS.

After recess, at a quarter past two o'clock, Mr. Ovington was further cross-examined by Mr. Pulierton. The winess said:—i do not remember that Mr. Tilton said he coarged Beecher with the whole truth; Tilton said that if he published the Bacon letter Mr. Beecher would have to leave Brooklyn; Mr. Tilton said tuat Mr. Beecher should do him justice.

Q. Did Mr. Tilton say he was glad that his wife had vindicated herself before the committee? A.

Q. Did Mr. Tilton say he was glad that his wile had vindicated hersell before the committee? A. I do not remember that; the second interview, of which I have spoken, took piace a lew days after the first one; it look piace at Tilton's honse; I went there from currosity; my wile was not there with me; I went there to see Mrs. Tilton; I had just returned from Europe, and I went there to see her; I went there on business and out of currosity to see Mr. and Mrs. Tilton; I went there after the publication of the Bacon letter; I went there to see how Mrs. Tilton leit in regard to the Bacon letter; I finish my wife told me that Mr. Tilton saked that I should go to his nouse; I think I went to the house on business, out of currosity and because Mr. Tilton sent for me.

Q. Are you quite sure you went there at all? A. I had a conversation with Mrs. Tilton; I made some remarks to Mrs. Tilton about the Bacon letter; Tilton said if he went for Beecher ne would slay him.

Q. Do you remember that you took Mrs. Tilton our riding the day before she went to your house? A. I remember that I ind not; I did not take her

slay bim.

Q. Do you remember that you took Mrs. Tilton our riding the day before she went to your house?

A. I remember that I aid not; I did not take her out riding three days before she went before the committee; three days before she came to my house permanently my wife took Mrs. Tilton out-riding to Coney Island; I do not know that she was coming to the day; I had no intimation that she was coming to the house to stay until she came; I heard my wife invite her; I do not think that I invited ner; what I knew of Mrs. Tilton coming to my house I heard from my wife; the first I heard of her coming was two or three days before she did come; from what my wife told me I came to the conclusion that possiony Mrs. Tilton might come; I think once before that she was at my house; then I think my wife called upon her to bring her there previous to her coming to stay; I do not, of my own knowledge, know where my wife lound her to bring her to our house; I think I had been but once at Mr. Tilton's house before the publication of the Bacon letter; It was an unusual thing for me to go to Mr. Tilton's house before the publication of the Bacon letter; It was an unusual thing for me to go to Mr. Tilton's house before she did come? A. No, sir; I receibect the morning she came to our house; I do not recoilect that Mr. Tilton the morning he came there after Mrs. Tilton came read to me from a newspaper the appointment of the committee that night.

FLORENCE'S LETTER.

FLORENCE'S LETTER. Having recollected nothing in particular for some time after dinner, Mr. Ovington's recollection was refreshed by a letter he had written to Piorence Titton, and by its production it is a new document in the case. This letter did have the effect to entrap him into the admission that he had endeavored to keep Mrs. Tilton from her hus band, and had said to some person or persons that if she saw lilton he would tempt her to return to

Letter produced-This is the letter I wrote to Letter produced—This is the letter a was forence inton.
Q. Do you know if Mrs. Thiton's whereabouts was kept from Florence? A. I do not know.
Q. State by the advice of what friends her whereabouts was to be kept secret? A. By myself.
Q. Ind you not say to some person that if Mrs.
Thiron saw her husband she would go back to live with him? A. I may or may not have said so; I old not hear a word of what her evidence was to be balone and went perore the committee. be before sae went before the committee.

Q. Way did you say that her friends advised her whereabouts should be kept secret if it was not

Mr. Evarts-Give him the letter, and let him see

Mr. Evarte—Give him the letter, and let him see it he so wrote.

A. My wile may have so advised; I do not remember what my lechings were; it was not laise, but it was not true; I and my wite advised it.

Q. Do you know where Teresa Burke is? A. She is hiving at some lightnouse; I do not know that during the last three months she was at the Pierrepont House; I do not know if she goes by the name of Teresa Burke now; I am soon going to Europe alone; I believe Mrs. Titton is going to stay with my lamily during my absence.

THE mention of the name of Teresa Burke brought the audience up to a moment of intensity. This is the woman relied upon to prove

tember and have been there ever since; Ralph has been with his mother with us ever since; I do not know where Florence has been; she has not been at our house; she is about seventeen years of age; she has called on her method to her in evicence. One of the junior lawyers for the plaintiff mestic. Kate Carey had reserred to her in evicence. One of the junior lawyers for the plaintiff questioned her. He then served a subpæna upon her. The woman has since disappeared and public rumor and newspaper insinuation have it that she has been taken to New Jersey, out of the reach of

stood to say that Teresa made some admissions to him, but was already under discipline.

Q. Has any arrangement been made with you about Mrs. Tilton's support? A. I do not mean to support her without some assistance from some of my friends in Plymouta church; that expectation is founded on something that has been said;

tion is nounded on something that has been said; if have not received anything for Mrs. Tilton's support; have received money from Augustus Storrs, in checks, \$875, for the schooling of Mrs. Tilton's children; I put the money in bank to my own credit, and paid it, Some for the private matters of Mrs. Tilton, \$100 or \$200, and other money for the children; I paid money to Balawin and Price, \$25 or \$30.

Q. I want you to name every person to whom you paid a dollar of that money besides Mrs. Tilton? A. I have an account and will produce it to-morrow; the children are at school at Washington, Conn.; I can tell you the amount to-morrow; I have neither asked nor suggested money from other persons for this family, and I have not complained about having the support of this family left on me.

me.
Q. Did you ever see Mrs. Titton alone in the street since she came to your house? A. No; I never saw her leave my nouse alone.

PULLERTON DROPS OVINGTON. mulated leading questions upon Ovington until he had extracted the important fact that \$875 had already been put in his hands by Augustus Storrs, at whose house the Church Committee met, he himself signing the report exonerating Mr. Beecher. This money was to be used for the children ostensibly, but Tilton himself had paid the school bills, and Mis. Tilton had obtained some of

this money herself.

The general effect of the testimony of Ovington was regarded as less advantageous to the side which cited him than to the plaintiff. This was, to a very great degree, owing to Judge Fullerton's unequalied cross-examining acumen and to the points in his possession derived from Tilton and Judge Morris, both of whom, with Pryor, prompted

irequently.

Mr. Hill seemed desirous to make a few points on the re-direct and let Mr. Ovington drop, as his good natured, rather obtuse me: nod had been of less advantage to the desence than it might have been with a more magnetic relation between

counsel and man.

Re-direct, by Mr. Hill—I cannot fix the day of the week when Mrs. Tilt—I went before the committee; I think she came to my house on saturday to stay permanently; I do not know of anything that occurred in my presence that Mrs. Tilton was to come to my house; I returned from Europe on the 23d of June, 1874; I had been four months absent; I have been asked as to Mrs. Tilton's going away out of the city; I think she went away in August; I think there were a great many persons at that time anxious to have interviews with her.

Q. Can you state the reason.

On you state the reason why she went away? Objected to. Mr. Evaris—She went away to avoid the perse-

Mr. Evaris—She went away to a role the per-cutions of newspaper publicity.

The Judge would not allow the question.

The Judge would not allow the process of the percentage of the Judge would not a see that mother the percentage and the started to see her mother. Miss was, and she started to see her mother. I Conn.

Re-cross—No effort was made at my house to prevent Miss Florence seeing ner mother.

Q. Did you give her a direction that was the wrong one? A. Yes, but I was not aware that she had changed her address.

Q. So Miss Florence had that journey for nothing? A. Yes, is. My wile kept me apprised of where Mrs. Tilton was.

THE SECOND WITNESS. Mr. Rufus E. Hoimes, banker at Winsted, Conn. where Tilton had lectured in December, 1869,

took the stand at a quarter past three. Tilton began reading newspapers in a rather flurried way when the witness appeared. He was not at ease and did not look at the witness. Holmes was a stolid-looking New England man, with coarse nair and reddish beard all over his mouth and chin. He told a straight, sober-sided story and parts of it raised roars of laughter, as where he spoke of Mr. Tilton's companion on that occasion as being a woman twenty-seven years old, and she said she had been reading "Paradise Lost" to Titton, both being in deshabille. Judge Fullerton and Mr. Beach objected to this testimony, but the Judge admitted it as not collateral.

mony, but the Judge admitted it as not collateral.

TESTIMONY OF RUFUS E. HOLMES.

Rufus E. Holmes, being called and sworn, testified:—I reside in Winsted, Connecticut, and am a banker by business; I have resided there between twenty-four and twenty-five years; I am vice president of a bank, with which I have been connected for about twenty years.

Q. Are you connected with the Young Men's Christian Association of Winsted? A. I was connected with the association during the lecturing season of 1859 and 1870.

Q. Did you know Mr. Tilton in December, 1860, when he visited Winsted on his lecturing tour? A. Yes, str; I was president of the Young Men's Christian Association at the time and met Mr. Tilton at the depot when he arrived.

Q. Did you escort him to the hotel when he came? A. I did.

Q. Was there any one with him when he came? A. There was a lady with him.

Q. And what kind of a person was she? A. There

O. And what kind of a person was she? A. There was a lady with him; she was, I should judge, about twenty-seven or twenty-eight years of age; she was not a girl; she was a full grown woman.

(Sensation).

Q. Now, what did you do in introducing Mr. Titon there? A. I accompanied him to the Gilsey House.

Thiton there? A. I accompanied him to the Gilsey House.
Objected to and objection overruled.
Q. Were you present when Mr. Thiton registered his name at the hotel? A. I was not in company with him when he registered; I was standing near the door in the hall of the hotel at the time.
Mr. Fullerton arose, and, addressing the Court, said it was not broper to go into a side issue such as this, as it was not material to the case and would have the effect of prolonging the trial, which was long enough without it.
Mr. Evaris said it does not appear what they (the defence) were going to prove thus far, and the objection was not in order.
Mr. Fullerton said the issue was immaterial and collateral.

Mr. Function said that anything tending to show the bad character or conduct of the plainting in this case is not collateral and he would therefore allow the evidence. Anything affecting the conduct and morals of this plaintin cannot be re-

in this case is not collateral and he would therefore allow the evidence. Anything affecting the conduct and morals of this plaintiff cannot be regarded as collateral.

Q. State what you saw when you called at the hotel that afternoon to see Mr. Thiton?

FARADISE LOST AT WINSTED.

Witness—I called on Mr. Thiton in the afternoon and I went to the door of his room in the hotel; the door was closed and I knocked on it and there was no reply; I knocked again and there was no reply; I don't know whether I knocked again the third time or not, but I think I did not; I turned to go away when I heard a noise of some kind inside and I knocked again and the door opened; a lady appeared at it.

Q. Was it the same lady you saw with Mr. Thiton at the depot? A. It was the same lady I saw with him at the depot; I said to her Mr. Thiton said he would like to visit the cnurren where he is going to speak to sevening, and she said he was lying down on the bed; I said well, I will come again; Mr. Thiton heard me, and san "Hold on Mr. Holmes, and I will go with you now," and with that the lady opened the door wide, so that I could see into the room; Mr. Thiton was in bed at the time; all the bed collates were turned down on the loot of the bed, all but the under sacet.

Q. How was Thiton as to dress at the time; all the bed, all but the under sacet.

Q. How was the lady as to appearance? A. Her hair had the appearance of being dishevailed; I did not remark her dress.

Q. Did Mr. Thiton say anything to you when you entered in regard to his being in bed? A. He said the lady had been reading to him from "Paradise Lost;" Mr. Pitton got up and dressed himsel and then accompanied me to the church, which was across the road from the botte; from there we went to a lurniture store kept by Mr. Foroes, I introduced him to Mr. Forbes, with woom I left him.

Q. Now, Mr. Holmes, was there anything of the appearance or a litting girl, or of the appearance of accompanied me to the church, which was across the road from the botte; from there we went

Frank Mouiton, sitting close to Mrs. Ovington and Mrs. Tilton's bodyguard, listened to the fore going testimony with deep interest, and Tilton himself was sensibly discommoded. But in a few minutes Judge Fullerton showed his keen forte

FULLERTON ATTACKS HOLMES.

ling? A. I did not try the door before I knocked; I know it was shut; I heard a noise within when I returned to knock again.

Q. How tar had you gone from the door before you did hear the noise within? A. I had gone about a step when I heard the noise; it was a sort of a roise it was; I would have gone away at that time if I had not heard that noise; after hearing the noise I stopped and the door was opened voluntarily, and this lady came to the door; I said to her Mr. Tiltou requested me to call and accompany him to see the church, and that he expected me to call; I said to him when he made this application to me, "I will go in the course of an hour," and I did go to the hotel in compliance with that agreement; this was in the whiter season; it was in the month of December.

Q. What did you say when the lady said Mr. Thiton was asieep. A. I said "I will come again," and Mr. Tilton said "hold on:" prevented me irom going, and invited me into the room.

Q. Where was this bed situated in the room; was it in view of the door; I could not see the bed when he scoke or when she spoke; I could not see the bed unless she threw the door wide open.

Q. Mr. Tilton was not in the act of getting up

open.
Q. Mr. Tilton was not in the act of getting up then? A. He was lying still on the bed.
Q. Was there any effort at conceaiment on his part after the door was opened. A. There was no effort at concealment.

part after the door was opened. A. There was no effort at concealment.

Q. How Jid the door open, wide? A. At first it opened narrowly.

Q. Do you know that she was concealing anything when she came to the door? A. I do not; when I went in Thion dressed and went out with me; he said to five that she had been reading him to sleep; I think he said the book from which she had been reading to him was "Pararise Lost."

Q. Don't you'thing that would but any man to sleep? (Languter.) A. I don't know; he was not in a hurry in getting up; the indy remained seated in the room all the time while he was getting up; I can't say as to her appearance: I did not take particular notice of her.

Q. Were the members of the Christian Association present at the lecture of Mr. Tilton that night? A. They were, sir; I introduced Mr. Tilton to my wife, to my wife's sister and to my wife's nother and also to one or two other persons; I have been frequently in Brookiyn before now; I was first informed to come here on Thursday last by the attorney in the case, Mr. Hill.

Redirect by Mr. Hill—Mr. Holmes, please state to the Court and the jury whether that transaction at Winsted which you have related created a scandal or not?

Judge Neilson said that question had been ruled out.

Mr. Evaris contended that it should be ad-

oul.
Mr. Evarus contended that it should be ad-

mitted as the occurrence was pertinent to the case, for it had led to the discharge of Tilton by Mr. Bowen.

And the counsel noted exception.

The nead of the fury, Carpenter, put a question to the witness as he left the box, showing the working of his mind.

Was there a fire in that room?" he asked. "There was," replied the witness.

This was Tilton's evidence as a witness, that the lady had no fire in her room; that the rooms communicated; that it was December, and the lady (a Miss Lovejoy) entered his room to keep warm. Foreman Carpenter's question showed that he had recurred to this story.

MARIA N. OVINGTON.
Mrs. Ovington, wire of the florid witness of the main part of the day, was a fat lady, wearing a great sesiskin robe, a black velvet hat and plain dress. She had a somewhat dropsical look, and spoke with difficulty and a rather embarrassed manner. She met the Tiltons at their tin wedding, and had been very intimate since with Mrs. Tilton. The Judge said toat she might have a chair on the floor if she wished without climbing to the wit-

ness platform. Mr. Evarts, who kept still almost all day, seemed disposed to imitate Judge Fullerton, who occasionally raps his associate, Morris. Mr. Evarts was once as brusque with Mr. Hill.

The difficulty of getting testimony from Mrs. Ovington was her health and temperament. She said that Mrs. Tilton was "a beautiful Christian," and this called up Mr. Beach to strike it out as mere generality. Mr. Beaca, however, is generally courteous to lady witnesses.

Mis. Ovington had but a few minutes to give evidence before the time of adjournment. Mr. Beecher was out of Court almost all the afternoon, leaving his wife there with her son.

MRS. OVINGTON'S TESTIMONY.
This lady being sworn, was examined by Mr. Q. Are you the wife of the witness Edward J.

Hill.
Q. Are you the wife of the witness Edward J.
Ovington' A. Yes. sir.
Q. Where do you reside? A. At No. 148 Hicks
street; I have resided there for about hine years.
Q. How long have you move the parties to this
suit? A. I have known the Tilions ever since their
tin wedding, in 1805; I have known Mr. Beecher
since about that time.
Q. Please state how intimate your acquaintance
has been with the family of Mr. Tilion? A. I was
not intimately acquainted until about the fail of
1807; Mrs. Tilion called upon me then as a member
of the church, and offered her services to me in
any way that she could be of service to me; from
that time I have known her intimately; at the
time of my husband's illness she called on me
almost daily.
The witness was inaudible to the counsel and
jury in giving portions of her testimony and the
Court ordered the stenographer to read the answers as they were given. This was done for a
few minutes, when Mr. Evarus caused a laugh by
the remark "The stenographer is worse than the
lady. We can't hear." Witness raised her voice a
little thencelorth.
Witness—My nusband was ill until the fall of

little thencelorth.
Witness-My nusband was ill until the fall of

witness—My flusband was ill until the fail of 1868; she took care of my child, who was also sick; my residence then was at No. 125 Livingston street; Mrs. Titon resided at No. 139; these were the old numbers, since changed.

Q. Do you remember the publication of the Woodbull scandal in 1872. A. I do; I offered her my sympathies and assistance at that time: in times of affiction we have been mutually accustomed to offer our services to one another.

Q. What were Mrs. Titon's manners and habits in her own home as to religious customs and habits of life?

Objected to and admitted.

habits of life?
Objected to and admitted.
Witness—She was a very affectionate mother and a loving wiie; she was very religious; I thought her a beautiful example of a Christian woman; I first observed that phase in her character to left.

woman: I first observed that phase in her character in 1867-68.

Q. What were the nature of her visits to you?

A. They were of a religious character.
Objected to as immaterial and excluded, after some argument, in which Messrs. Beach and Shearman took part.

Witness—Mrs. Tilton was, I should judge, engaged in works of benevolence (objected to, but allowed); she gave all the time that she could to these works.

Q. Da you recollect your trip to Havana? A.

allowed); she gave all the time that she could to these works.

Q. Do you recollect your trip to Havana? A. Yes, sir, in 1872; I returned in September, 1873.

Q. How often were you absent from the city after your return? A. I was not absent till August last; I went to Havana for my health.

Q. Do you remember reading the Bacon letter?

A. My husband read it to me one Friday.

Q. What did you do? A. I rose from the lounge on which I was recining and said. "I must go at once to Mrs. Thiton's;" I was not well enough to go then, but my husband took me 'the next day, Saturday.

Q. Who did you see there? A. Carroll opened the hall door and invited me into the parlor, and in a lew minutes ars. Tilton came down stairs, looking.

looking—
Here objection was made by plaintiff's counsel

Mrs. Tilton, as what passed was not presumptively material. Mr. Evaries said that what is said presumptively is not evidence, but what a person sees is evidence. Mr. Hill said he proposed to show that she was in ill health at the time, and the Court thought the question proper.

Mr. Beach—It is not merely bad health, but despondency, and bad health they seek to show.

Mr. Evarts—Our question is "State what you noticed in Mrs. Tilton's appearance?"

Withess—She looked very leeble; Mrs. Tilton and myself were the only persons present on this occasion. Mr. Tilton had stepped out while I was there.

occasion. Mr. Thiton has stepped out while I was there.

Q. Was the subject of this conversation between you and Mrs. Thiton the subject of a conversation between you and Mr. Thiton afterward?

Objected to by Mr. Beach as a leading question. The Court traies that that question was not admissible at this point.

Q. Did you speak to Mr. Tilton concerning this conversation afterward?

The Court—That question is ruled out, with permission to introduce it at another point.

Juage Neilson was in favor of continuing the examination of this witness; but, it being five minutes after four o'clock, and a majority of the counsel urging an adjournment, he acceeded to their wish, and the Court was adjourned till eleven this A. M.

THE MACKENZIE DIVORCE SUIT.

THE CASE GIVEN TO THE JURY-A SEALED VER-DICT TO BE RENDERED TO-DAY. Before Judge McCue.

Before Judge McCue.

Before Judge McCue.

In the corridor, on the second story of the Kings different construction upon Hoimes' testimony. He is by all odds the best cross-examiner ig this case, and can get testimony out of stone. The evidence below shows how, in a lew sentences. Fullerton got the court room in a roor and the juffy equally good natured, and made the witness quality his own testimony to lavor Fullerton's client.

Cross-examined by Mr. Fullerton—Mr. Holmes, were you President of the Young Med's Curistian Association of Winsted at the time of whica you at speak; A. Fea, sirj i was also President for two years before that time.

Q. Por how long after this occasion did you'retain that position? A. I retained it for one year after.

Q. When you caused on Mr. Tilton at the hotel

did you try the door of the room before knock-ing? A. I did not try the door before i knocked: I know it was shut; I heard a noise within when I took a seat by the side or her legal adviser. The lady is the defendant, Mrs. Sarah Mackensie, against whom her husband, a retired tea merchant of New York, brought suit for absolutdivorce, on the ground of adultery with several men, at his residence, in State street, Brooklyn, in 1874. The plaintiff is a man about thirty-five years of age, and sat during the trial within a few leet of his wife. The social standing of the defendant attracted several of her remaie acquaint-

years of age, and sat during the trial within a few leet of his wise. The social standing of the delendant attracted several of her lemale acquaint-ances to the cours.

Juage McGue presided. The first witness called was Kate Harney, a domestic, who testified as to several gentlemen named in the complaint having called at the house, No. 472 State street, and also that her mistress received them in the parlor, but she knew of nothing criminal against the defendant. Katie Fitzpatrick, who was ten monthin the employ of the family in State street, leaving there is February of last year, testified that she had frequently opened the door for Mr. Rankin, Mr. Corbett and other gentlemen, who always called while Mr. Mackenzie; on one occasion while the witness was making a fire in the stove in a room over the parlor she neard a noise which sounded like a kiss; the defendant and a gentleman were in the parlor she neard a noise which sounded like a kiss; the defendant and a gentleman were in the parlor she head of the case for the defence, arguing the improachility of a true wile and devoted mother of five children submitting herself to promiscous intimacy of a criminal nature with every man who visited at her nouse. He dwelt upon the respectability of the position of the defendant, and, speaking of her mar lage, said that the wedding was attended by every person of distinction on the Heights. The counsel left almost inclined to let the case go before the intelligent gentlemen of the jure without taking up the time of the Court by introducing witnesses to prove this case is, in the language of the streets, nothing more nor less than "a put up job." He would, nowever, cain a few witnesses, and then consign the good name and character of this true whe and virtuous matron to the honorable vehict of an American jury, without any douot as to her vindication full and complete.

Mrs. Elizaboth Waters, an elderly lady, was them called to the witness stand and testified to an intimate acquaintance with the defendant and her lamily,

SHARKEY INTERVIEWED.

THE ESCAPED MURDERER EXPLAINS HIS CASE TO A HERALD CORRESPONDENT-HE DENIES MAGGIE JORDAN'S STORY-PLENTY OF AMERI-CAN FRIENDS, BUT AFRAID OF THE

HAVANA, Feb. 25, 1875. William J. Sharkey is at present in the jail of HE STATES HIS CASE TO THE HERALD.

A correspondent of the HERALD obtained per mission yesterday to see him, but he was very reticent in regard to how he had spent his time since his escape from the Tombs. He donies the charges of having treated Maggie Jordan brutally, as published in some of the New York papers.

In conversation with him as to how ne had procured the means of living since his escape from New York Snarkey remarked that he had plenty of friends in New York who would yet stand by

of iriends in New York who would yet stand by him.

AFRAID OF GRANT.

He is very uneasy, however, as a report is in circulation that President Grant has asked for his extradition, and that the authorities of Havana have signified their willingness to give him up should he be sent for.

THE POLICE DON'T LIKE HIM.

Upon inquiry at Police Headquarters nothing could be learned further than that he would be tried for carrying concealed weapons and having threatened the lives of Captain Gartis and Purser Girard, of the steamer Crescent City.

The Spanish authorities consider him a dangerous character, and if there is no request made for his extradition he will be compelled to leave the island. Parties here who had been iriedly to him previous to his arrest have had nothing to do with him since the departure of Maggie Jorda.

TELEGRAPH CONNECTION BY CABLE.

THE UNITED STATES NAVAL BURVEY IN THE WEST INDIA WATERS. HAVANA, Feb. 25, 1875.

The United States steamer Fortune, Commander Green, is now at Santiago de Cuba, naving arrived on the 16th, under instructions of the Navy Department, to make observations with the view of ascertaining the exact geographical position of all places in the West Indies connected by the submarine cable.

The Spanish government has offered, and is giving Commander Green every facility and cooperation in carrying out the scientific work intrusted to him.

BILLIARDS.

THE EXHIBITION GAMES IN AID OF THE CUBAN

CAUSE. The exhibition games of billiards for the benefit of the Cuban patriots were played last night in Tammany Hall. The attendance was not very large, but as a number of tickets were sold privately that were not made use of, the pecuniary result was satisfactory. The evening's entertain ment commenced with a three-ball game, 100 points, played on a Griffith table, fitted with the Deaney wire cushions, between Maurice Vignaux and Rudolphe. The former won the lead and opened with a brilliant run of 85. After 2 from Rudolphe 11 were scored by Vignaux and then

opened with a brilliant run of 85. After 2 from Rudoiphe 11 were scored by Vignaux and then Rudoiphe rolled up 55. Vignaux latied to score, and Rudoiphe counter 7, after which Vignaux ran 4, and won the game with an average of 25.

Garnier and Cyrille Dion then, started to play 100 points, and after a couple of uninteresting innings Garnier ran 11 and Cyrille Dion followed with 45. On the fifth inning Garnier counted 37 and Dion added 44 to his string, leaving him only 2 to go. The balls were kept together, and a little skilling manipulation on the part of Garnier rolled up 46, and gave him game with an average of 16 2-3.

The third game was between Ubassy and Joe Dion. The former broke the balls and counted 7. After a miss from Dion and 1 from Ubassy, Joe got the balls running his way and scored 52. Nothing very skilli was displayed by either player but Dion finally won in eleven innings, with an average of 9. Ubassy only made 19 points.

Rudoiphe then gave an exhibition of fancy shots. His tricks with the fingers were clever, but he did nothing remarkable with the cue. Ubassy and Garnier also gave examples of fancy shots that were really very interesting.

THE LAW OF MASQUERADE BALLS.

A committee from the Cosmopolitan Cuinary Association, who are to give a fancy dress ball at irving Hall on Thursday evening, the Association being composed of over one hundred French cooks waited upon Superintendent Wailing, at Police Headquarters, yesterday, and desired to know ! their guests would be allowed to wear masks. The law was shown to them as passed by the Legstature of New York in 1829, which made it an offence, punishable by fine, for any keeper, manager or proprietor of any place of amusement to offence, punishable by fine, for any keeper, manager or proprietor of any place of amusement to per att masked persons to enter his piace, having paid an admission fee. This taw, as amended in 1858, makes the offence a missemeanor, bunishable by a fine of \$2,500 or by imprisonment for not less than six mouths or more than twenty-lour months. The law, it will be seen, does not affect the maskers themselves, but merely the proprietor or manager of the place of amusement or the officers or floor or reception committees of the masquerade bail. Fine committee withdrew after having been informed by Superintendent Walling that wells might be worn, but not of the thickness that would conceal the identity of any lady who might attend. The Committee of the Cosmopolitan Culturary Association have, therefore, resolved to give their bail as before, on to-morrow night, but it will not be a masquerade bail, fancy dress and veils being, of course, permitted to be worn.

BOOKSELLERS' ASSOCIATION.

REGULATING THE TRADE-IMPORTANT RESOLU-

The Central Bookseilers' Association held an ad journed meeting yesterday morning at the St. Nicholas Hotel, Mr. A. C. Barnes presiding. After the reading of a number of communications from memoers of the trade indorsing the propose this subject was continued. Mr. Obristian suggested that certain rules and regulations should be established, and no one should be considered a bookseller unless he conformed to those rules. The following resolution was offered by Mr. Walter Appleton: twenty per cent rule of discount the discussion on